

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA

May 9, 2019
May 9, 2019 Draft

Meeting Called to Order

Adequate Notice of this meeting of the Township Committee was given as required by the Open Public Meetings Act as follows: Notice was given to both The Chatham Courier and the Morris County Daily Record on January 4, 2019; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 4, 2019; and notice was filed with the Township Clerk on January 4, 2019.

Flag Salute

Roll call

Approval of Agenda

Resolutions

1. Resolution 2019-110 Honoring Terry Hopkins

Reports:

1. 2018 Audit
2. Bond Sale Presentation

Hearing of Citizens/Petitions Note: This is an opportunity for any member of the public to be heard about issues which are not topics scheduled for Public Hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to three minutes.

Introduction of Ordinances

1. Ordinance 2019-08 Amending Canvasser & Solicitor Regulations

Consent Agenda (routine items that may be passed by a single roll call vote; any Committee member may call for a separate discussion or vote on any item)

1. Resolution 2019-111 Payment of Bills
2. Resolution 2019-112 Approving Meeting Minutes
3. Resolution 2019-113 Approving Executive Session Minutes
4. Resolution 2019-114 Refunding Permit Fee
5. Resolution 2019-115 Estimated Tax Bills
6. Resolution 2019-116 Corrective Action Plan

Discussion: possible ordinance or resolution

1. Bylaws Amendments
2. Senior Citizen Advisory Committee

Hearing of Citizens (Time Permitting)

Executive Session* – Resolution 2019-P-07

1. Litigation: In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15
2. Collective Bargaining Agreements
3. Potential Litigation – Property Maintenance

Adjourn

*In accordance with the Open Public Meetings Act, items to be discussed in Executive Session will be made public as soon as known.

ORDINANCE 2019-08

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
AMENDING CHAPTER IV, TITLED “GENERAL LICENSING”, SECTION 4-1,
TITLED “LICENSING OF PEDDLERS, SOLICITORS AND CANVASSERS” OF THE
REVISED GENERAL ORDINANCES TO REQUIRE THAT LICENSES OR PERMITS
BE ISSUED WITHIN TEN (10) DAYS AFTER THE FILING OF AN APPLICATION
AND ESTABLISHING THE HOURS TO ENGAGE IN THESE ACTIVITIES AS
BETWEEN 9:00 A.M. TO 9:00 P.M.**

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, that Chapter IV, titled “General Licensing”, Section 4-1, titled “Licensing of Peddlers, Solicitors and Canvassers” of the Revised General Ordinances is amended as follows:

Section 1. Section 4-1.5, titled “Issuance of Peddler’s License”, the first full paragraph, is partially amended as follows: The Township Clerk shall, subject to the provisions of subsection 4-1.26 of this chapter, issue a peddler’s license within ten (10) days after the filing of a proper application therefore.

Section 2. Section 4-1.11, titled “Issuance of Solicitor’s Permit”, the second full paragraph, is partially amended as follows: The Chief of Police shall, subject to the provisions of subsection 4-1.26, issue a solicitor’s permit within ten (10) days after the filing of a proper application therefore.

Section 3. Section 4-1.17, titled “Issuance of Canvasser’s Permit”, the second full paragraph, is partially amended as follows: The Chief of Police shall, subject to the provisions of subsection 4-1.26, issue a canvasser’s permit within ten (10) days after the filing of a proper application therefore.

Section 4. Section 4-1.21 titled “Hours” is amended as follows: No peddler, solicitor or canvasser shall engage in such activities on Sundays or legal holidays, nor on any weekdays or Saturdays except between the hours of 9:00 a.m. and 9:00 p.m., prevailing time.

Section 5. Unless otherwise specifically amended, Chapter IV, titled “General Licensing”, Section 4-1, titled “Licensing of Peddlers, Solicitors and Canvassers” is unchanged.

Section 6. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 7. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 8. This Ordinance shall take effect immediately.

| | |
|---------------------------------|--|
| Introduced: | TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY |
| Adopted: | |
| Attest: | BY: _____ Tayfun Selen, Mayor |
| <hr/> Gregory J. LaConte, Clerk | |

RESOLUTION 2019-111

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING PAYMENT OF BILLS, PAYROLLS, SCHOOL TAXES
AND COUNTY TAXES**

BE IT RESOLVED that bills in the total amount of \$1,485,743.38 and the prior month's payroll of \$406,026.44 Current Fund, \$60,188.67 Sewer No. 1, \$16,334.12 Sewer No. 2, and \$7,094.97 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of May 2019, in the amount of \$3,141,150.00 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the Second Quarter of 2019, in the amount of \$2,327,035.37 be paid.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2019-112

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPROVING MINUTES OF MEETINGS**

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves the minutes of the Township Committee meeting held on April 25, 2019.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2019-113

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF CHATHAM APPROVING EXECUTIVE SESSION MINUTES OF MEETINGS**

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves Executive Session minutes of the Township Committee meeting held on April 25, 2019.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2019-114

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM REFUNDING PERMIT FEE**

WHEREAS, the Township Committee has considered the request submitted by the Construction Official with regard to a Permit Fee that was paid for a permit application that was submitted to the Township; and

WHEREAS, the permit application was cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following amount be refunded to the depositor of record:

| <u>NAME</u> | <u>PERMIT #</u> | <u>AMOUNT</u> |
|---|-----------------|---------------|
| Vivint Solar Developmer, LLC Attn: Melissa Molina 1800 W. Ashton Blvd Lehi, UT 84043 | 19-0209 | \$\$229.00 |

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2019-115

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING ESTIMATED TAX BILLING**

WHEREAS, due to the expected late adoption of the State of New Jersey's budget the Morris County Board of Taxation will be unable to certify the tax rate throughout the County, and the Township's Tax Collector will be unable to mail the tax bills on a timely basis;

WHEREAS, the Tax Collector, in consultation with the Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey as follows:

1. The Municipal Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2019 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2018 is hereby set at \$58,497,387.32.
3. In accordance with the law, the third installment of 2019 taxes shall not be subject to interest until the later of: the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2019-116

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM ACKNOWLEDGING RECEIPT OF CORRECTIVE ACTION PLAN
RELATIVE TO 2018 AUDIT**

BE IT RESOLVED by the Township Committee of the Township of Chatham that it, hereby, acknowledges receipt of the Chief Financial Officer’s Corrective Action Plan relative to the 2018 Audit.

BE IT FURTHER RESOLVED that a copy of the Corrective Action Plan be forwarded to the Department of Community Affairs as required by State regulations.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

I, Gregory J. LaConte, Township Clerk of the Township of Chatham in the County of Morris, New Jersey, hereby certify the foregoing to be a true complete copy of a resolution adopted by the Township Committee of the Township of Chatham at a regular meeting held on May 9, 2019.

Date Issued: _____

Township Clerk

RESOLUTION 2019-P-07

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF CHATHAM IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY,
AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE
PUBLIC EXCLUDED**

WHEREAS, N.J.S.A. 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of the Township of Chatham is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a. Litigation: In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15
 - b. Collective Bargaining Agreements
 - c. Potential Litigation: Property Maintenance
3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
4. The Committee will come back into Regular Session and may take further action.
5. This Resolution shall take effect immediately.

Adopted: May 9, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk